



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

April 22, 1996

Mr. J. H. Taylor, Manager
Licensing Services
Framatome Cogema Fuels
3315 Old Forest Road
P.O. Box 10935
Lynchburg, VA 24506-0935

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE -
SEQUOYAH NUCLEAR PLANT, UNITS 1 AND 2

Dear Mr. Taylor:

By letter dated April 4, 1996, the Tennessee Valley Authority (TVA) submitted the Framatome Cogema Fuels Document BAW-10220P, Rev. 0, "Mark-BW Fuel Assembly Application for Sequoyah Nuclear Units 1 and 2," dated March 1996 as Proprietary Information, and affidavit JHT/96-20 dated March 5, 1996. The information is related to a technical specification amendment to convert the Sequoyah Nuclear Plant Units 1 and 2 to Framatome Cogema nuclear fuel. TVA requested that the information be withheld from public disclosure pursuant to 10 CFR 2.790. A nonproprietary version of that document was also included in the submittal.

Framatome Cogema Fuels, which is administratively responsible to Framatome Technologies, Inc. (FTI), stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (a) The information reveals cost or price information, commercial strategies, production capacities, or budget levels of FTI, its customers or suppliers.
- (b) The information reveals data or material concerning FTI research or development plans or programs of present or potential competitive advantage to FTI.
- (c) The use of the information by a competitor would decrease his expenditures, in time or resources, in designing, producing or marketing a similar product.
- (d) The information consists of test data or other similar data concerning a process, method or component, the application of which results in a competitive advantage to FTI.
- (e) The information reveals special aspects of a process, method, component or the like, the exclusive use of which results in a competitive advantage to FTI.
- (f) The information contains ideas for which patent protection may be sought.

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Mr. J. Taylor

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determined that the submitted information sought to be withheld contains proprietary commercial information.

Therefore, the version of the submitted information marked as proprietary will be withheld from the public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

Original signed by

David E. LaBarge, Sr. Project Manager
Project Directorate II-3
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket Nos. 50-327 and 50-328

cc: See next page

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SEQUOYAH NUCLEAR PLANT

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